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TECHNICAL MEMORANDUM

Utah Coal Regulatory Program

February 23, 2011

TO: Internal File

THRU: Priscilla Burton, Environmental Scientist III, Team Lead *pwb bn SRS*

FROM: Angela Nance, Business Analyst *an*

RE: Change of Ownership and Control, Alton Coal Development, LLC, Coal Hollow Mine, C/025/0005, Task ID #3734

SUMMARY:

On February 7, 2011, the Division received an application to update the Ownership and Control information for the Coal Hollow Mine. The entire Chapter 1 section of the MRP was submitted, however, only the Manager and Resident Agent information changed.

TECHNICAL ANALYSIS:

GENERAL CONTENTS

IDENTIFICATION OF INTERESTS

Regulatory Reference: 30 CFR 773.22; 30 CFR 778.13; R645-301-112

Analysis:

The Chapter 1 volume contains ownership and control information for Alton Coal Development, LLC. Alton Coal Development, LLC, is a limited liability company duly organized and validly existing under the laws of the State of Nevada, and authorized to conduct business under the laws of the State of Utah.

Kane Mining, LLC is the Contract Miner for Alton Coal Development, LLC. A link has been created in the Applicant Violator System to illustrate this relationship between Kane Mining and Alton Coal.

The Resident Agent for Alton Coal Development, LLC changed from Chris McCourt to B. Kirk Nicholes. This change has been noted.

Larry W. Johnson has been added to the Chapter 1, General Contents as the General Manager for Alton Coal. This information has been added to the Applicant Violator System.

Findings:

Chris McCourt, President of Operations was removed from the Chapter 1, General Contents submittal.

In accordance with **R645-301-112.330**, please provide the End Date for Mr. McCourt if he is no longer a managing officer of Alton Coal Development, LLC. If he is still functioning in this position, please add his information back to the Chapter 1 information.

RECOMMENDATIONS:

The application is recommended for approval; however the above-listed discrepancy should be addressed in order to maintain accurate records in the AVS.